HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 25066 OF 2006

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Between:

S. Shiva Reddy

.... Petitioner

AND

Principal Secretary to the Government (R&E),
Hyderabad & others

.....Respondents

:: O R D E R ::

Counsel for the petitioner : Shri T. Prasanna Kumar

Dated: 31.01.2007

Per G.S.SINGHVI, CJ

In this petition, the petitioner has made the following substantive prayer:

> " For the reasons stated above, it is prayed that this Hon'ble Court may be pleased to issue a writ, order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the act of the respondents is illegal, arbitrary and in violation of Article 14 of the Constitution of India and against the Principles of Natural Justice by set aside the proceedings of the G.O.Ms.No.80 dated 31.03.2005 and also direct the respondents 1 and 2 to constitute the Courts as per the system which was prevailed before passing of the G.O.Ms.No.80 dated 31.03.2005."

On the last date of hearing i.e. 01.12.2006, the case was adjourned with a direction to the learned counsel for the petitioner to file fully legible sets of paper book after modifying the font of the type.

The office report shows that the needful has not been done.

In view of the above, we are left with no choice but to dismiss the writ petition. Ordered accordingly.

Even otherwise, we are of the view that the writ petition is liable to be dismissed because of non-impleadment of State of Andhra Pradesh and High Court of Andhra Pradesh as party respondents. Principal Secretary to Government (R&E) and Registrar (General), High Court of Andhra Pradesh are representatives of the Government and the High Court

and not the Government and the High court.

With the above observation, the writ petition is dismissed. However, liberty is given to the petitioner to file fresh petition in relation to the same cause.

As a sequel to dismissal of the writ petition, W.P.M.P.No.32094 of 2006 filed by the petitioner for interim relief is also dismissed.

G.S.SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

31.01.2007
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